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उप-खण्ड (I)

राज्य सरकार तथा अन्य राज्य-प्राधिकारियों द्वारा जारी किये गये (सामान्य आदेशों, उप-विधियों आदि को सम्मिलित करते हुए) सामान्य कानूनी नियम।

RAJASTHAN STATE HIGHWAYS AUTHORITY

Public Works Department

NOTIFICATION

Jaipur, September 21, 2024

G.S.R.35 .-In exercise of the powers conferred by clause (b) of sub-section (2) of section 103 of the Rajasthan State Highways Act, 2014 (Act No. 22 of 2015), the Rajasthan State Highways Authority hereby makes the following regulations laying down the procedure for Special Selection and Special Conditions of Service for employment of officers and other employees to the Authority, namely: -

1. Short title and commencement. - (1) These regulations may be called the Rajasthan State Highways Authority **(Special Selection and Special Conditions of Service for appointment of persons) Regulations, 2024**.

(2) These regulations shall come into force from the date of their publication in the Official Gazette.

2. Scope and application. -These regulations shall apply to the appointment of the persons to various posts specified in column 2 of the Schedule-I.

3. Definition. -In these regulations, unless the context otherwise requires, -

(a) "Appointing Authority" means the Rajasthan State Highways Authority or such other officer who may be specially empowered by the Authority to exercise the powers and perform the functions of the Appointing Authority;

(b) "Authority" means the Rajasthan State Highways Authority constituted under section 44 of the Rajasthan State Highways Act, 2014 (Act No. 22 of 2015);

(c) "Chairperson" means the Chairperson of the Authority;

(d) "Committee" means the Committee referred to in regulation 10;

(e) "Government" means the Government of Rajasthan;

(f) "Record of Service" means the Annual Performance Appraisal Reports where maintenance of such record is prescribed and other relevant service record etc.;

(g) "Schedule" means the Schedule appended to these regulations;

(h) "State" means State of Rajasthan; and

(i) "Year" means the financial year.

4. Interpretation. –Unless the context otherwise requires, the Rajasthan General Clauses Act, 1955 (Act No. 8 of 1955) shall apply for the interpretation of these Regulations as it applies for the interpretation of any Act of Rajasthan.

5. Strength of posts. -(1) The strength of posts shall be such as may be sanctioned by the Authority from time to time with prior concurrence of Government:

Provided that the Authority may leave vacant or keep in abeyance or abolish any post, without thereby entitling any person to any compensation.

6. Determination of vacancies. -(1) The Appointing Authority shall determine as soon as possible on 1st April of every year, the number of vacancies in posts specified in the Schedule-I, anticipated to be filled during next twelve months or as and when such contingency arises:

Provided that for the year 2024-25, vacancies shall be determined as soon as possible after commencement of these regulations.

7. Tenure. -(1) (i) The posts specified in the Schedule-I shall be held by the person so appointed for a tenure ordinarily not exceeding three years which may be extended by the Appointing Authority for further term not exceeding one year at a time but the total tenure at a stretch shall not exceed more than six years.

(ii) A person may apply afresh on his promotion in the parent cadre for the post of the Authority and in such case he/she would be entitled to a further term of two years extendable to a limit of six years as mentioned in sub-regulation (1)(i) above:

Provided that as soon as the person is promoted in the parent cadre on a post carrying pay in higher level in pay matrix than the post held by him under these regulations, he shall be reverted back to the parent department/ service immediately unless his retention in the promoted rank is approved by the Appointing Authority.

(iii) After commencement of these regulations, all appointments to the posts shall be deemed to be on transfer from the parent department/service to the Authority and such officer(s)/officials shall have lien in their parent department/service and on their reversion from such transfer they shall not have any right to protection of pay or status held by them in the Authority.

(iv) The Appointing Authority may repatriate a person holding a post in the Authority to his/her parent department/service under any of the following conditions, namely:-

(a) On his conviction by a court of law;

(b) On being prosecuted on the charges of moral turpitude or corruption in a court of law;

(c) On reduction in rank or pay under any relevant service rules;

(d) On his suspension from service under relevant service rules;

(e) On account of inability to perform duties due to physical or mental disabilities;

(f) On his self-request; and

(g) On account of such administrative exigencies, which shall be recorded in writing.

(2) All appointments to the posts as specified in Schedule –I, shall in the first instance, be on temporary transfer from the parent department/service. The person so appointed shall not have any right to protection of pay or scale or status held by him/her unless otherwise provided in these regulations:

Provided that a person may on his/her own will resign or seek retirement according to the conditions of service of his/her parent department/service which shall not confer upon him/her any right other than those ordinarily admissible under the relevant rules and/or the Rajasthan Service Rules, 1951.

8. Source of selection. -Selection for appointment to the posts specified in column number 2 of Schedule-I, after commencement of these regulations, shall be made on the recommendation of the committee referred to in regulation 10 amongst the persons mentioned in column number 3 of Schedule-I who hold lien on the post or who have been appointed on regular basis on the post before joining duty in the Authority:

Provided that the Authority may decide to fill up any post by deputation of officers having special or technical qualification for the job, from any department of the State Government, Public Sector Undertaking or an autonomous body established under law.

9. Eligibility for selection. -Only such persons shall be eligible for consideration for appointment to post(s) who fulfil the conditions laid down in column 3 of the Schedule-I on 1st Aprilof the year in which they are considered:

Provided that, the selection committee shall have power to relax the requirements of eligibility laid down in Schedule-I in case of specially deserving candidates with significant experience/expertise in thefield of their duties.

10. Selection Committee. –(1) Selection to the posts specified in column number 2 of the Section A of Schedule-I shall be made on the recommendation of the Committee consisting of the following members, namely: -

(i) Additional Chief Secretary / Pr. Secretary PWD - Chairperson
(ii) Secretary, PWD
(iii) Chief Engineer & Additional Secretary, PWD;
(iv) Full time Member, RSHA (any of the full-time members) – Member Secretary.

(2) Selection to the posts specified in column number 2 of the Section B of Schedule-I shall be made on the recommendation of the Committee consisting of the following members, namely: -

(i) Chief Engineer & Additional Secretary, PWD - Chairperson
(ii) Member in charge (Administration);
(iii) General Manager in charge (Administration). – Member Secretary.

11. Criteria for selection. -(1) Selection shall be made by the Committee after having an interview with regard to-

(a) Educational qualifications;
(b) Personality including physical fitness and character;
(c) Integrity;
(d) Previous record of Service; and
(e) Operational experience.

(2) No person, whose Annual Performance Appraisal Report grading is below "Good" in any of the preceding three years or whose "integrity certificate" has been withheld or who is suffering from serious ailment shall be considered for appointment.

12. Procedure for selection. -(1) As soon as it is decided that selection is to be made to fill up certain number of vacant posts as specified in column number 2 of Schedule-I from amongst the persons mentioned in column number 3 of the Schedule-I, the Authority shall invite applications from all eligible persons from the Competent Authority in their parent services by a specified date through a general notice. The applications of the persons who are eligible for selection to the post(s) specified in column number 2 of the Schedule-I under the provisions of these regulations along with the Annual Performance Appraisal Reports and other service record shall be forwarded by the Competent Authority concerned with their comments, if any, to the Authority by the date specified in the notice.

(2) On receipt of the applications under sub-regulation (1) above, the Member Secretary of the Selection Committee shall prepare a list of all eligible the candidates and shall place the same along with Annual Performance Appraisal Reports and other service record of the candidates whose names are included in the list before the Selection Committee, which shall select candidates, in accordance with the criteria of selection laid down under regulation 11, equal to the number of vacancies likely to be filled in, in order of their suitability. A list of selected candidates in order of merit shall be sent to the Appointing Authority by the Member Secretary of the Selection Committee for approval of Government.

13. Appointment. -Appointment to the post(s) shall be made by the Appointing Authority in accordance with the provisions of these regulations from amongst the persons included in the list prepared by the Selection Committee under sub-regulation (2) of regulation 12 in order in which their names appear.

14. Induction of exceptionally deserving persons. -(1) Notwithstanding anything contained in these regulations, the Committee may propose induction of any exceptionally deserving person for appointment in the Authority for the reasons to be recorded in writing from the State Government/Central Government/Public Sector Undertaking.

(2) Such recommendation, if any, shall be forwarded by the Member Secretary of the Committee to the Appointing Authority for its consideration. The decision of the Appointing Authority in this regard shall be final.

15. Pay and other conditions. -(1) The level of pay in pay matrix and initial pay admissible to the post and other conditions relating to increase in pay on promotion in the parent cadre and retirement benefits shall be as laid down in Schedule-II and shall be such as may be sanctioned by the Government from time to time.

(2) Except as provided in these regulations, other service conditions to the post(s) shall be regulated by other rules applicable to the employees of the State Government made under the provisions of Article 309 of the Constitution of India, by the appropriate authority and for the time being in force.

(3) The conditions of deputation of officers other than serving under the State Government shall be such as may be mutually decided by the Authority and the parent authority or the officer concerned.

16. Removal of doubts. -If any doubt arises relating to the application, interpretation, and scope of these regulations, it shall be referred to the Appointing Authority whose decision thereon shall be final.

17. Repeal and savings. -All the existing regulations, if any, and orders in relation to matters covered by these regulations and in force immediately before commencement of these regulations are hereby repealed:

Provided that any action under the regulations and orders so repealed shall be deemed to have been taken under the provisions of these regulations.

18. Power to relax- (1) Where the Authority is of the opinion that it is necessary or expedite so to do, it may, by order and for reasons to be recorded in writing, relax any of the provisions of these regulations with respect to any post(s) or category of persons.

(2) In case of urgency, the Chairperson may be authorized to request, respective departments of Rajasthan Government, to provide list of eligible candidates who can be considered for appointment for respective posts.

[No. 10635621]

Kamal Ram Meena,

Joint Secretary to Government.

SCHEDULE- I

S.No	Name of the post	Eligibility for selection to the post
1.	**2.**	**3.**
	Section A	
1.	General Manager (Technical)	A person working in the Public Works Department on thepost of -Superintending Engineer (Civil) / or -Executive Engineer (Civil) with 5 years' experience as Executive Engineer with at least 3 years' experience in execution of highway works.
2.	General Manager (Finance)	A person working under the State Government on the post of Chief Accounts Officer / Senior Accounts Officer;
3.	Deputy General Manager (Technical)	A person working in the Public Works Department on thepost of -Executive Engineer (Civil) with at least 2 years' experience in execution of highway works;
4.	Manager (Technical)/ (Adm)	A person working in the Public Works Department on the post of Assistant Engineer (Civil);
5.	Manager (Finance)	A person working under the State Government on the post of Accounts Officer;
6.	Manager (IT)	A person working under the State Government on the post of Analyst Cum Programmer
7.	Manager (Legal)	A person working under the State Government on the post of ALR
8.	Deputy Manager (Finance)	A person working in State Government on the post ofAssistant Accounts Officer Gr.I/Gr.II/ Junior accountant
	Section B	
9.	Personal Assistant	A Person working on the equivalent post under the State Government.
10.	Junior/Senior Assistant/Astt. AO/ Addl. A.O.	A Person working on the equivalent post under the State Government.

11.	IV Class (Multi Tasking Staff)	A Person working on the equivalent post under the State Government

SCHEDULE-II

(See regulation 15)

Conditions of pay and promotion and other service conditions

1. Pay. -On appointment to posts mentioned in column number 2 of the Schedule-I, the person shall draw pay at the same pay level of the pay matrix at which he/she was drawing immediately before such appointment (in the substantive or officiating capacity) in the parent service. The next date of increment shall remain unchanged.

2. Special Allowance. -The personnel appointed to the post(s) as mentioned in schedule I shall be paid special allowance @ 7% of the basic pay during their tenure in the Authority:

Provided that the special allowance shall also be paid to any officer/official having special or technical qualification required for the job from any department of the Government of India or of the State who is appointed to the Authority on deputation in accordance with the proviso to regulation 8.

3. Pension, Provident Fund etc..-(1) If the person concerned retires while holding the post under the provisions of these regulations, his emoluments for the purpose of calculating Pension, Gratuity etc. under the provisions of rule 45 of the Rajasthan Civil Services (Pension) Rules, 1996 shall be taken at the rates for which he/she would have been entitled to get if he/she had not been appointed in the Authority under these regulations.

(2) If the person is a member of the Rajasthan Civil services (Contributory Pension) Rules, 2005, he/she shall continue to subscribe to the Scheme on the basis of pay which he would have drawn if he had not been appointed in the Authority under these regulations.

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